IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 7389 of 1990

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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SUDHIRKUMARR PATEL - Petitioner(s)

Versus

SURATMUNICIPALCORPORATION & 1 - Respondent(s)

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Appearance :

MRS KETTY A MEHTA for Petitioner(s) : 1,
MR PRASHANT G DESAI for Respondent(s) : 1 - 2.

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 30/09/2005

ORAL JUDGMENT

1.In this petition under Article 226 of the Constitution of India, the petitioner has prayed for appropriate writ, order and/or directions directing the Surat Municipal Corporation and Town Development Officer (SMC) to consider the Plan submitted by the petitioner for Plot Nos.67 and 70, in accordance with law without taking into consideration the proposal pending before the Standing Committee for getting the land from the Urban Land Ceiling Authority.

2.Mrs.K.A. Mehta, learned advocate appearing on behalf of the petitioner has submitted that in view of the Gujarat Urban Land Ceiling (Repeal) Act No.1999, the present petition has become infructuous.

3.In view of the above, the present petition is

dismissed as having become infractuous without expressing any opinion on the merits. Rule is discharged. However, there will be no order as to costs.

(M.R. SHAH,J.)

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